

## Message Text

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45

ACTION SCS-03

INFO OCT-01 AF-05 ISO-00 SCA-01 L-03 H-01 DEAE-00 SNM-01

JUSE-00 FBIE-00 PPT-01 SY-07 PA-02 NEA-05 /030 W

----- 062438

R 101135Z JAN 74

FM AMEMBASSY NAIROBI

TO SECSTATE WASHDC 5049

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E.O. 11652: N/A

TAGS: CASC, SNAR

SUBJECT: SENTENCING OF DAVID WAYNE MYERSON

REF: NAIROBI 0170

1. CONSULAR OFFICER CONTACTED DAVID WAYNE MYERSON'S ATTORNEY BY PHONE NIGHT 9 JANUARY 1974 AND ABLE TO DETERMINE THAT MYERSON DID PLEAD GUILTY TO ALL THREE CHARGES AND WAS GIVEN 12 MONTH PRISON TERM, PLUS 3,000 SHS FINE OR SIX MONTHS JAIL SENTENCE AND FOUR MONTH JAIL SENTENCE WITHOUT FINE. IF MYERSON PAYS 3,000 SHS FINE, HE WILL ONLY HAVE TO SERVE 12 MONTH PRISON TERM AS FOUR MONTH SENTENCE RUNS CONCURRENTLY. MYERSON IS CURRENTLY BEINGHELD AT THE KISUMU PRISON BUT HIS ATTORNEY DID NOT KNOW IF HE WOULD BE MOVED TO ANOTHER PRISON LATER.

2. MYERSON'S ISRAELI WIFE, ESTHER LEVY MYERSON, WAS RELEASED AFTER PAYMENT OF HER 2,000 SHS FINE. THE ATTORNEY SAID HE PUT MRS. MYERSON ON BUS FOR NAIROBI ON 7 JANUARY WHERE SHE WAS GOING TO COLLECT MONEY TO PAY HER HUSBAND'S 3,000 SHS FINE. THE MYERSONS GAVE THEIR ATTORNEY 1,000 SHS WHEN HE FIRST TOOK THE CASE AND STILL OWES HIM AN ADDITIONAL 1,000 SHS. THE ATTORNEY IS CONCERNED THAT MRS. MYERSON MAY NOT RETURN TO KISII AND ASKED THE CONSULAR OFFICER TO NOTIFY HIM IF SHE CONTACTS THE EMBASSY. ATTORNEY WAS LEFT WITH IMPRESSION MRS. MYERSON PLANNED TO CONTACT THE EMBASSY BUT HE DID

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NOT KNOW IF MYERSON HAD SPECIFICALLY REQUESTED CONSULAR

ASSISTANCE OR IF HE HAD NOTIFIED HIS PARENTS OF THE ARREST.

3. ATTORNEY AGREED TO SEND COPY OF LETTER DESCRIBED PARA 4 REF TO EMBASSY. HE DID NOT WANT TO DISCUSS LETTER ON PHONE BUT APPARENTLY IT DOES LINK MYERSON AND A PERSON IN THE UNITED STATES WITH SOME TYPE OF BHANG SMUGGLING ACTIVITY.

4. EMBASSY PLANS CONTACT KISUMU PRISON OFFICIALS TO DETERMINE IF MYERSON WANTS CONSULAR ASSISTANCE AND/OR HIS PARENTS NOTIFIED. TO DATE, HIS WIFE HAS NOT CONTACTED THIS EMBASSY. LINDSTROM

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** DRUG TRAFFIC, SMUGGLING, ARRESTS, TRIALS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 10 JAN 1974  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** morefirh  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1974NAIROB00230  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** n/a  
**From:** NAIROBI  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1974/newtext/t19740151/aaaabvtr.tel  
**Line Count:** 74  
**Locator:** TEXT ON-LINE  
**Office:** ACTION SCS  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:**  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** NAIROBI 0170  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** morefirh  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 14 JUN 2002  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <14 JUN 2002 by garlanwa>; APPROVED <26 JUN 2002 by morefirh>  
**Review Markings:**

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30 JUN 2005

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** SENTENCING OF DAVID WAYNE MYERSON  
**TAGS:** CASC, SNAR, (MYERSON, DAVID WAYNE), (MYERSON, ESTHER LEVY)  
**To:** STATE  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005